

02/02/01

U. S. BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA

ABINGDON CALENDAR - FEBRUARY 5, 2001

(The Honorable William F. Stone Jr. Presiding)

(Start _____ Recess _____ / _____ Stop _____ Trials: _____ Proceedings _____)

Attys: Debtors: Case Nos.: Trustees:

9:30 A. M. - PRE-TRIALS IN COURTROOM

Timoney SHIRLEY MORT - ch7 7-99-00407 Smith
A/P 7-99-00077: Pre-Trial - det. Dischargeability
Debtor (Timoney) v. Tennessee Student Association (Hofstetter/Esposito)

Carmody DEREK WAYNE CHILDERS 7-00-02878 Wick/
A/P 7-00-00262: Det dischargeability
Debtor v. Transouth Financial S

A/P 7-00-00263: Det dischargeability
Debtor v. Beneficial Finance/Household Retail () JM

Proctor TIMOTHY BOARDWINE-ch7 7-00-00984 Wick/JM
A/P 7-00-00170: Det. Dischargeability (final pretrial conference)
**Western Surety Company (D.Brown) and Bristol Sporting Goods, Inc
(B.Peters, VaBch/H.Peters/Bristol) v. Debtor

Bowman STANLEY & PATRICIA HAWKS - Ch. 7 7-97-02352 Money/JM
A/P 7-00-00166: Determine dischargeability of student loan
Patricia Hawks v. U. S. Dept. of Education (Eckert *)
-final pre-trial
-Answer & COUNTERCLAIM filed *

9:30 A. M. - PRE-TRIALS IN COURTROOM

Carroll	CARTER & SANDRA KISER-ch7 A/P 7-00-00267: det. Lien Debtors v. Ford Motor Credit Co ()	7-97-04262	Wick/J
Carroll	GERALDINE STREET-ch7 Obj of Debtors to claim #1 of Sears d/e # 17 & 19 Obj to Claim #3: World Financial Network Natl Bk d/e # 21 Obj to Claim #2: Chase Manhattan Bank d/e # 22 Obj to Claim #4 : MBNA America Bank NA d/e # 23	7-00-01647	Callahan/BP
Rhue	BILLY MATNEY-ch7 Motion #1: Relief d/e # 10 & 11 Miners & Merchants Bank (Bolling) v. debtor & trustee –Note: Proposed order is attachd to motion	7-00-04039	Wick/PR
Antenucci	EARL & JENNIFER HILLARD-ch13 Motion #2: Relief - filed 1/11 d/e # 46 Miners & Merchants Bank (Bolling) v. debtors & trustee – CASE DISMISSED 1/19/01 on trustee's motion	7-00-02943	Widener/PR

10:00 A.M. - MISCELLANEOUS HEARINGS

F Harman	WANDA VINSON-ch7 Motion of Trustee to dismiss; failure to appear at creditor meetings (Adj.to 2/7 @ 9:00 IF not dismissed) (Moved from Page 12 – scheduled at 10:00; not at 1:00)	7-00-03861	Wick/VS
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10:00 A.M. - MISCELLANEOUS HEARINGS

Arey	MARTIN & ANGELA JOHNSON-ch7	7-00-03747	Callahan/BP
	Motion #1: Relief		
	Branch Banking & Trust Co (Fleischhauer) v. debtor & trustee		
	ORDER OF 1/8 ASSIGNED MOTION #1 TO JUDGE KRUMM		
	(movant to obtain new date & provide notice)		
Largen	WILLIE DAVIS-ch7	7-00-03361	Callahan/VS
	Showcause; failure to tender (default) order pursuant to Local Rule 9072-1 in Motion #1		
	First Union National Bank (Mason) from hearing held 11/27		
	<u>-ORDER of 1/30 dismissed showcause, cancels hearing</u>		
Copeland	CURTIS & NADINE GIBSON - Ch. 7	7-00-00581	Wick/VS
	Trustee's Objection to Claim # 2 of Miners and Merchants Bank		d/e # 22
	Trustee's Objection to Claim # 6 of First Union Bank		d/e # 23
	Trustee's Objection to Claim # 8 of Consecro Financing Servicing		d/e # 24
	Motion for Compensation of Trustee in the amount of \$537.26 fee and expenses in the sum of \$219.9 d/e # 28		
	<i>(Proposed Order tendered)</i>		
Carroll	JOSEPH & SHERI STEVENSON-ch7	7-00-02386	Callahan/JJ
	Motion (Amended) #1: Avoid liend/e #13, 19		
	Debtors v. Transouth Financial Services Co inc/Transouth Financial Corp		

10:00 A.M. - MISCELLANEOUS HEARINGS

Martin	THELMER & SHARON WALLACE-ch7	7-99-02070	Wick/BP
	Motion to Approve compromise filed by trustee d/e # 53 – proposed ord in file		
D Harmon	ROGER SENHOUSE-ch7	7-00-02176	Callahan/JJ
	Motion #1: Avoid lien - filed `10/12 d/e # 13 Debtor v. Dime Savings Bank NY FSB () –renoticed d/e # 20 of 12/28		
Via	BOBBY & FELICIA BROWN-ch7	7-00-03823	Callahan/PR
	Motion #1: Relief d/e # 12; amended ntc filed 1/9 American General Finance (Hutton) v. debtors & People Inc of SW Va ()		
	Motion # 2: Relief People, Incorporated (McKinney) v. Debtors & Trustee d/e #15		
Jessee/ Leonard	ANDREW & MARY MCCROSKEY-CH7	7-00-03748	Callahan/AF
	Motion #2: Relief: d/e # 14 Amsouth Bank (Hutton) v debtors & trustee – AGREED ORDER of 1/12 granted relief, cancels hearing		
Rhue	JODIE SLATE-ch7	7-00-03399	Callahan/S
	Motion #2: Relief: d/e # 12 Amsouth Bank (Hutton) v debtors & trustee		

10:00 A.M. - MISCELLANEOUS HEARINGS

Timoney	KRISTY NICOLA-ch7 Motion #1: Relief filed 1/10; d/e # 49 Ford Motor Credit Co (Laura Hale) v. debtor & trustee	7-99-03016	Wick/JJ
Pro se	RODNEY & TRACIE FULLER-ch7 Motion #1: Relief - filed 1/10; d/e # 11, 12 Tarcana Credit Union (Laura Hale) v. debtors & trustee	7-00-04017	Wick/BP
Proctor	AGNES PUCKETT-ch7 Motion #1: Relief - filed 1/10; d/e # 17 Conseco Finance Servicing Corp (Esposito) v. debtor & trustee –Respondents certification filed 1/26 d/e # 23	7-00-03510	Wick/VS
Martin	DELPHINE GRIZZLE - Ch. 7 Motion # 1: Relief Superior Bank, FSB (Bierman) v. Debtor & Trustee d/e # 12 Deficiency for no filing fee paid paid \$75 on 1/30; not timely for pre-hrg ord.	7-00-03768	Callahan/AF
Gifford	DONALD CLARK- ch7 dba Crazy Don's & Don's Electric Motion #1: Relief - filed 1/16 d/e # 11, 12 Tony & Evelyn V. Harlow (Kieffer) v. debtor & Robert Wick trustee(?)* *Note: Callahan shown on look-up screen as trustee in this case	7-00-04109	Callahan/JM

10:00 A.M. - MISCELLANEOUS HEARINGS

Shankman ROY & JULIE DISHON_ch7 7-00-03898 Wick/AF
Motion #1: Relief
National Bank of Commerce (Grant) v debtors & trustee
Filed 1/17 - **d/e # 11 (no pre-hearing order entered -less than 20 days to hrg)**
Agreed Order entered 1/29/01 granting relief d/e # 15

Carmody BILL & TERA GILBERT - Ch. 7 7-00-04079 Wick/BP
Debtors' Motion to Reinstate Case (*proposed order tendered*) **d/e ## 16, 18**

Copeland WALTER MCKINNON-ch7 7-98-04022 Smith/SJ
Motion of Marilyn Brown, Executrix of estate of Wilburn Newton Blackstock, Jr.
For R2004 examination (Shortridge) filed 1/24 **d/e # 46**

11:00 A.M. - MISCELLANEOUS HEARINGS

Beck ANTAEUS ENERGY CORPORATION - Ch. 7 7-00-00070 Farrell/BP
Motion # 1: A.I. Credit Corp. (Shortridge) v. Debtor
Review compliance with Order of 12/12 whereby Debtor was to
search for escrow account and pay \$9,626.40 to A.I. Credit Corp.;
if account not located, a pleading to be filed in 20 days describing
efforts made and balances in accounts on/after 1/6/00?; trustee to
file report of all funds in his possession within 20 days.
—addtl 10 days granted trustee to comply with court's order at 1/17 hrg & not contd
d/e ## 120 & 122
RESPONSE filed by Trustee re lack of escrow account to benefit A. I. Credit Corp.
d/e # 122

Goldstein ABSHER REALTY INC-ch11 7-97-01759 DIP/MC
Motion of IRS to convert from Chapter 11 to Chapter 7 or Dismissal of Case
(And memorandum in support thereof) **d/e # 251, 252 (Eckert)**

Lamie SAMUEL BANKS-ch11 7-95-01240 DIP/NS
Motion of U. S. Trustee Re filing of monthly reports (Garber) **d/e # 228**

11:00 A.M. - MISCELLANEOUS HEARINGS

Lamie	LEGEND RADIO GROUP-chll	7-94-01461	DIP/VS
	Hearing on U.S.Trustee Motion for order to convert/dismiss; contd from 1/17 for ord.		
	(Ord recd 1/24 set 2/21 hearing instead)		

Lamie	SOLID ROCK TRUCKING-chll	7-00-00193	DIP/PR
	Notice of U.S.Trustee of default ref: 12/5 order and showcause why case should not be converted/dismissed ; contd fr 1/17 (§363 mot filed instead of DS & Plan as directed in order)		

Motion #9: §363 Motion to Sell property of estate **d/e # 156**
Debtor v. Cornerstone Transport, Inc
Objection by Conseco Finance Servicing Corp. (Hathaway) **d/e # 161**
Orix Credit Alliance (Esposito) filed 2/1 **d/e # 164**
Carolina Truck Finance Inc (Hutton) **d/e # 166**

Motion #6: Relief – contd fr 12/12 to hear with §363 mot when filed
Orix Credit Alliance (Esposito) v. debtor **d/e # 75**

1:00 P. M. - CHAPTER 13 CONFIRMATION HEARINGS

Harman F JERRY & DORIS McREYNOLDS 7-00-03660 Widener/JJ
CASE DISMISSED 12/5 - DEFICIENT FILING (No plan, matrix, etc.)

Pro se JOHN NUNLEY-chl3 7-00-03503 Widener/PR
CASE DISMISSED 12/7 - Failure to cure deficiencies in filing

Farthing JAMES CONLEY-CH7 7-00-03587 Callahan/BP
CASE CONVERTED TO CH 7 on 12/20/00 (fee pd.)

1:00 P. M. - CHAPTER 13 CONFIRMATION HEARINGS

Slavin	THOMAS & LEONA MALLORY-ch13 Mod Plan filed 12/8 d/e # 28, 29	7-00-01953	Widener/PR
Timoney	CHARLES & LINDA TUGGLE Plan filed 11/6 d/e # 6	7-00-03590	Widener/NS
Farthing	JAMES & VALERIE HAGER Plan filed 11/14 d/e # 6	7-00-03703	Widener/PR
Farthing	LEANDER AMBURGEY JR Plan filed 11/21 d/e # 6	7-00-03801	Widener/VS
Largen	JOSEPH & SHIRLEY HOWARD Plan filed 10/31 d/e # 6	7-00-03491	Widener/VS
Largen	DREAMA TURNER -SEE DUPLICATE CASE AT PAGE 12	7-00-03832	Widener/SJ
Via	BARRY & TAMMY MENTH Plan filed 11/3 d/e # 6	7-00-03552	Widener/SJ

1:00 P. M. - CHAPTER 13 CONFIRMATION HEARINGS

Hutchinson HOWARD & SHANNON GOBBLE-chl3 7-00-03723 Widener/PR
Plan filed 11/15 **d/e # 6**
Objection: First Bank & Trust Co (Hutton) **d/e # 13**

Lowman STEVEN & TAMMY PEAK - Ch. 13 7-00-02044 Widener/SO
Mod. Plan filed 12/11 **d/e # 27**
Objection: Trustee **d/e # 30**

Timoney TIMOTHY SNAVELY-chl3 7-00-03678 Widener/AF
Plan filed 11/14 **d/e # 7**

Motion for valuation of '97 ford Escort LX with Ford Credit **d/e # 14**

Motion for valuation of B/R furn. with McNeil Furn. **d/e # 15**
Objection: filed by James McNeil*
* (Deficiency: objection filed by non-attorney)

Motion #1: Avoid lien **d/e # 16, 17 filed 12/20**
Debtor v. Tico Credit

Largen VICTOR HANKS-chl3 7-00-01937 Widener/BP
Mod Plan filed 12/6 **d/e # 41, 42**
Objection: Trustee with Motion to convert or dismiss **d/e # 44**, filed 12/21 to 12/6 plan

***Objections to prior plan filed 10/10 :** Trustee filed 10/25 d/e # 30 & Associates
Commercial Corp (Fleischhauer) filed 11/2 d/e #33
*contd by court's 12/5 order , d/e # 40, to hear w/conf on mod plan to be filed

1:00 P. M. - CHAPTER 13 CONFIRMATION HEARINGS

Timoney TAMMY MCGRADY - Ch. 13 7-00-03607 Widener/BP
Plan filed 11/7 **d/e # 6**
Objection: Trustee's w/ Show Cause for Dismissal or Conversion **d/e # 15**

Largen JANICE SHEPHERD 7-00-03582 Widener/SJ
Plan filed 11/6 **d/e # 5**
Objection: Norwest Bank Minnesota, NA as Trustee for Holders of Option One
Mortgage Loan Trust 1999-C (Jaffe)

Antenucci ANNA LITTON 7-00-03809 Widener/JM
Plan filed 11/21 **d/e # 5** –**Note: creditors meeting contd to 2/14 @ 9:30**
Objection: Trustee with Motion Showcause; convert/dismiss **d/e # 18**
Wachovia National Bank (Esposito) **d/e # 20**

Motion #1: Relief - filed 1/22 for 2/5 hearing **d/e # 21**
(*Not timely for entry of Pre-Hearing-Order*)
Wachovia National Bank (Esposito) v debtor & trustee

Via PATRICIA DOSS 7-00-03819 Widener/VS
Plan filed 12/4 w/ schedules **d/e # 11 & 12**
Objection: Greenpoint Credit LLC (Laura Hale)

Motion #1: Relief - **d/e # 16**
(Filed 1/19 for 2/5 hearing ; not timely for pre-hearing-order)
Greenpoint Credit LLC (Laura Hale) v. debtor & trustee

(Note: Greenpoint also filed Co-Debtor Motion #2 which was
noticed on 1/19 for hearing on objections, if any, on 2/21 @ 1:00)

1:00 P. M. - CHAPTER 13 CONFIRMATION HEARINGS

Timoney TONY & MICHELLE LEWIS 7-00-03442 Widener/SJ
Plan = contd fr 1/17

Trustee's Show Cause on Dismissal or Conversion **d/e # 19** *contd fr 1/17*

Motion for valuation on '66 Chevy Cavalier Z4 : Transouth **d/e # 17**

Timoney JAMES & AMANDA MCGHEE 7-00-03183 Widener/PR
Plan filed 10/5; d/e # 6 contd fr 1/17

Trustee's show cause on dismissal or conversion (contd fr 1/17) **d/e #18**

Motion to evaluate living room sofa & chair : Equity One Inc **d/e # 17**

Timoney TIMOTHY & TERESA LARUE 7-00-03453 Widener/PR
Mod Plan filed 12/14 **d/e # 18**; contd fr 1/17

Motion to evaluate : Gray Service Center: **d/e # 20**

Timoney CAMILLA BROWN-chl3 7-00-03444 Widener/JM
Plan filed 10/25 d/e # 6 contd fr 1/17
Objection and Show Cause on Dismissal filed by Trustee **d/e # 23**

Motion or valuation: Fenders Body Shop **d/e # 17**
–**Order entered 2/1**

Motion or valuation: Heilig Meyer Furn **d/e # 18**
–**Order entered 2/1**

1:00 P. M. - CHAPTER 13 CONFIRMATION HEARINGS

Timoney PATRICIA FRANKS-ch13 7-00-03443 Widener/PR
Plan - contd fr 1/17
Objection: Trustee with showcause on dismissal or conversion d/e # 16 contd fr 1/17

Motion for valuation on '91 Jeep Wrangler with First Union **d/e # 14**

Largen DREAMA TURNER - Ch. 13 7-00-03832 Widener/SJ
Plan filed 11/24 **d/e # 8**

Trustee's Objection & Show Cause on Dismissal **d/e # 20**

1:00 P. M. - MISCELLANEOUS HEARINGS

F Harman WANDA VINSON-ch7 7-00-03861 Wick/VS
Motion of Trustee to dismiss; failure to appear at creditor meetings
(Adj.to 2/7 @ 9:00 IF not dismissed)

Moved to page 3 – scheduled at 10:00

Timoney PEGGY CALL - Ch. 13 7-99-03535 Widener/MC
Debtor's Motion to Incur Debt to purchase business **d/e # 25**

Timoney KENNETH BALL-ch13 7-00-00276 Widener/JJ
Motion #2: Objs, if any, to Relief from co-debtor stay filed 1/4 d/e # 29, 30
Bk of America NA fka NationsBank NA (Zimm) v. Julia D. Ball, co-debtor

Lamie WILLIAM & LEONA WHITE-ch13 7-00-00319 Widener/VS
Motion #2: Relief **d/e # 28**
Miners Exchange Bank (Copeland) v. debtors & trustee
RESPONSE filed by Debtors 1/12/01 **d/e # 30**

Moffatt JIMMY LESTER-ch13 7-96-02964 Widener/JJ
Showcause: failure of debtor's counsel to tender order pursuant to LR9072-1
From 12/12 hearing (resolving trustee s/c by extending plan to cure arrears)

1:00 P. M. - MISCELLANEOUS HEARINGS

Antenucci BILLY & BARBARA VANDYKE - Ch. 13 7-99-04094 Widener/S
Motion # 1: Relief -BSG case/ approved for Abg hrg.by chambers
Superior Mortgage Co. (Neyhart) v. Debtors & Trustee d/e # __

1:30 P.M. - MISCELLANEOUS HEARINGS

Proctor GLENN & BRENDA CHILDERS - Ch. 7 7-99-02960 Callahan/JJ
Trustee's Objections to Claims:

3 of Regional Health Care FCU in the sum of \$2,192.02 d/e # 56
#27 Regional Health Care FCU in the sum of \$2,192.02 d/e # 76

4 Wellmont Health System/Bristol Regional Medical Ctr. in the sum of \$23.14 d/e # 57
5 Wellmont Health System/Bristol Regional Medical Ctr. in the sum of \$35.00 d/e # 58
6 Wellmont Health System/Bristol Regional Medical Ctr. in the sum of \$47.50 d/e # 59
7 Wellmont Health System/Bristol Regional Medical Ctr. in the sum of \$50.00 d/e # 60
8 Wellmont Health System/Bristol Regional Medical Ctr. in the sum of \$50.00 d/e # 61
9 Wellmont Health System/Bristol Regional Medical Ctr. in the sum of \$100.00 d/e

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#10 Wellmont Health System/Bristol Regional Med Ctr. in the sum of \$100.00 d/e # 63
#11 Wellmont Health System/Bristol Regional Med Ctr. in the sum of \$100.01 d/e # 64
#12 Wellmont Health System/Bristol Regional Med Ctr. in the sum of \$100.01 d/e # 65
#13 Wellmont Health System/Bristol Regional Med Ctr. in the sum of \$124.99 d/e # 66
#14 Wellmont Health System/Bristol Regional Med Ctr. in the sum of \$224.99 d/e # 67
#15 Wellmont Health System/Bristol Regional Med Ctr. in the sum of \$227.52 d/e # 68
#16 Wellmont Health System/Bristol Regional Med Ctr. in the sum of \$373.67 d/e # 69
#17 Wellmont Health System/Bristol Regional Medical Ctr. in the sum of \$481.96 d/e #70

#18 First Va. Bank–Mountain Empire in the sum of \$2,953.86 d/e # 71
4 First Va. Bank-Mountain Empire in the sum of \$2,720.22 d/e # 73

#21 Cato in the sum of \$174.36 d/e # 72

#25 American Electric Power in the sum of \$153.54 d/e # 74

#26 Resurgent Acquisition, LLC in the sum of \$574.15 **d/e # 75**